HON'BLE SRI JUSTICE RAMESH RANGANATHAN

WRIT PETITION No.33724 of 1997

Dated: 29.03.2007

Between

G.Srinivas

..... Petitioner

And

The Project Officer,
Integrated Tribal Development
Agency, Bhadrachalam, Khammam
District and three others.

.....Respondents

HON'BLE SRI JUSTICE RAMESH RANGANATHAN

WRIT PETITION No.33724 of 1997

O R D E R:

Questioning the action of the respondents in issuing a fresh notification for regular selection of teachers to the Ramanujavaram Colony Girijana Vidya Vikas Kendra School, the present writ petition is filed by a teacher who was appointed in the said school on a temporary basis on 01.08.1997. This Court, by order in W.P.M.P.No.39672 of 1997 dated 18.12.1997, stayed all further proceedings insofar as selection of teachers to the Ramanujavaram Colony Girijana Vidya Vikas Kendra School is concerned, pending disposal of the writ petition.

No counter-affidavit is filed by the respondents nor is there any representation on their behalf when the matter was taken up for final disposal.

The petitioner, admittedly, was appointed as a teacher on a temporary basis in the Girijana Vidya Vikas Kendra School of Ramanujavaram Colony by the Mandal

Educational Officer, Manuguru, (third respondent herein), pursuant to the selections made by the Project Officer.

It is well settled that temporary appointment does not confer any right on the employee concerned to claim that he should be absorbed or appointed on a regular basis nor can the process of selection, for making regular appointment of teachers, be interdicted at his behest.

Keeping in view the fact that the petitioner is continuing to work as a teacher, pursuant to the interim orders of this Court, ends of justice would be met if the respondents are permitted to make regular selections of teachers in the Girijana Vidya Vikas Kendra School of Ramanujavaram Colony and the petitioner is permitted to continue to work as a teacher on a temporary basis in the said school till regularly appointed teachers are appointed pursuant to the regular process of selection.

Sri L.J.Veera Reddy, learned counsel for the petitioner, would contend that the petitioner should be permitted to participate in the said regular process of selection by granting him age relaxation in view of the fact that he has continued to work in Girijana Vidya Vikas Kendra School of Ramanujavaram Colony school for the past one decade.

It is necessary to note that the petitioner was appointed only on 01.08.1997 just a few months prior to the filing of the writ petition. The mere fact that he was continued, pursuant to the interim orders of this Court, for more than a decade, does not confer on him any right to claim appointment on a regular basis. Needless to state that, in case the petitioner is found eligible, he shall also be considered for appointment along with other candidates when a regular process of selection is undertaken. It is also open to the petitioner to seek relaxation of age by making a request in this regard to the competent authority concerned. No mandamus can however, be issued directing the respondents to grant age relaxation to the petitioner.

Subject to the above observations, the writ petition is disposed of. However, in the circumstances, without costs.

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29.03.2007

dr